

SCOTT N. SCHOOLS (SC 9990)  
United States Attorney

BRIAN J. STRETCH (CABN 163973)  
Chief, Criminal Division

MAUREEN BESSETTE (NYSBN 2468254)  
Assistant United States Attorney

1301 Clay Street, Suite 340S  
Oakland, CA 94612  
Telephone: (510) 637-3680  
Telefax: (510) 637-3724  
E-Mail: maureen.besette@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

PATRICIA FRANKLIN,

Defendant.

Case No. CR 07-00661 WDB

**MOTION FOR SUMMONS**

Based on the facts set forth in the Declaration of Chan Grewal in Support of the United States' Motion for Summons, the United States hereby requests that the Court issue a summons for defendant Patricia Franklin, 3150 High Street, Apt. #8, Oakland, CA, 94619. The facts set forth in the declaration demonstrate that probable cause exists to summon the defendant to answer the Information that has been filed by the United States Attorney.

Respectfully submitted,

SCOTT N. SCHOOLS  
United States Attorney

Dated: 11/13/07

  
MAUREEN BESSETTE  
Assistant United States Attorney

SCOTT N. SCHOOLS (SC 9990)  
United States Attorney

BRIAN J. STRETCH (CABN 163973)  
Chief, Criminal Division

MAUREEN BESSETTE (NYSBN 2468254)  
Assistant United States Attorney

CHAN GREWAL  
Law Clerk

1301 Clay Street, Suite 340S  
Oakland, CA 94612  
Telephone: (510) 637-3680  
Telefax: (510) 637-3724  
E-Mail: [maureen.bessette@usdoj.gov](mailto:maureen.bessette@usdoj.gov)

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
PATRICIA FRANKLIN,  
Defendant.

Case No. CR 07-00661 WDB

**DECLARATION OF CHAN GREWAL  
IN SUPPORT OF UNITED STATES'  
MOTION FOR SUMMONS**

I, Chan Grewal, hereby declare as follows:

1. I am a Law Clerk in the United States Attorney's Office assigned to the prosecution of this case. I have received the following information from agents employed by the United States Department of Homeland Security, Office of the Inspector General, Investigations Division.

2. On August 25, 2005 Hurricane Katrina hit the United States.

3. On or about September 23, 2005, Patricia Franklin contacted Federal Emergency Management Agency (FEMA) via telephone and applied for Hurricane Katrina disaster assistance by stating that 1) her primary residence was 2920 Sugarloft Road, Harvey, LA, 70058;

1 2) her home and personal property was damaged by the disaster; 3) access to her home was  
2 restricted due to a mandatory evacuation after the disaster.

3 4. On September 24, 2005, FEMA issued Franklin a \$2,000 U.S. Treasury Check. Franklin  
4 received the check at an Oakland address and cashed it as proven by a copy of the endorsed  
5 check.

6 5. On September 10, 2005, Franklin filled out a Client Lodging Request form with the  
7 American Red Cross (ARC). The form requested lodging for a two week period from September  
8 10, 2005 to September 23, 2005. Franklin was put into the Jack London Inn in Oakland, CA.  
9 The cost of the hotel rooms was reimbursed by FEMA.

10 6. On September 22, 2005, Franklin again filled out a Client Lodging Request form with the  
11 ARC. The form requested lodging for another two week period. Franklin was again put into the  
12 Jack London Inn in Oakland, CA. The cost of the hotel rooms was reimbursed by FEMA. 7. On  
13 February 26, 2007, Special Agents Troy Andrade and Zurvoyn Maloof of the U.S. Department of  
14 Homeland Security (DHS OIG) interviewed Franklin regarding allegations that Franklin  
15 obtained FEMA and ARC funds by posing as a Hurricane Katrina victim. Prior to the interview,  
16 the Agents fully identified themselves as agents with the DHS OIG. The interview was  
17 conducted at Franklin's current residence at 3150 High Street, Apt. #8, Oakland, CA.  
18 Franklin voluntarily provided a sworn statement.

19 8. Franklin stated that she never lived at 2920 Sugarloft Road, Harvey, LA 70058, or at any  
20 address in the New Orleans, LA area and that she has never lived outside the State of California.  
21 She further stated that she was in no way affected by Hurricane Katrina and was not entitled to  
22 any money from FEMA or ARC. She heard that she could get free money if she applied for  
23 Hurricane Katrina assistance so she went to the Eastmont Mall in Oakland, CA and applied for  
24 Katrina assistance with the ARC. She received a debit card and lodging. Franklin also admitted  
25 to receiving a \$2,000.00 check from FEMA in the mail. She cashed the check at the Foodvale  
26 Market in Oakland, CA. She stated she used the money from ARC and FEMA for food, clothing  
27 and rent. Franklin stated that she knew fraudulently applying for and receiving FEMA and ARC  
28 assistance was wrong however she could not pass up getting free money. She stated she was

1 sorry for what she did and was willing to pay back the money to FEMA and ARC.

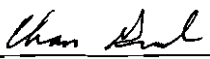
2 9. I declare under penalty of perjury that the foregoing is true and correct to the best of my  
3 knowledge and belief.

4 Executed November 13, 2007, in Oakland, California.

5  
6 DATED: 11/13/07

Respectfully submitted,

7 SCOTT N. SCHOOLS  
8 United States Attorney

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10 CHAN GREWAL  
11 Law Clerk  
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1 SCOTT N. SCHOOLS (SCBN 9990)  
2 United States Attorney

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6 UNITED STATES DISTRICT COURT  
7 NORTHERN DISTRICT OF CALIFORNIA  
8 OAKLAND DIVISION

9 UNITED STATES OF AMERICA, ) Case No. CR 07-00661 WDB  
10 Plaintiff, )  
11 v. ) **[PROPOSED] ORDER FOR SUMMONS**  
12 PATRICIA FRANKLIN, )  
13 Defendant. )  
14

15  
16 Having reviewed the Declaration of Chan Grewal, the Court finds that probable cause exists  
17 to believe that an offense has been committed. Accordingly, pursuant to Fed. R. Crim. P.  
18 58(d)(3), the Clerk of the Court is directed to issue a Summons directing the defendant, Patricia  
19 Franklin, 3150 High Street, Apt. #8, Oakland, CA, 94619, to appear on November 27, 2007 at  
20 10:00 am before Magistrate Judge Wayne D. Brazil to answer the Information that has been filed  
21 by the United States Attorney.

22  
23 IT IS SO ORDERED.

24 Dated: \_\_\_\_\_

25 WAYNE D. BRAZIL  
26 United States Magistrate Judge  
27  
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